

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ROBERT LINDSAY	:	CIVIL ACTION
[CJ-2601]	:	
	:	
v.	:	
	:	
DAVID DIGUGLIELMO, et al.	:	NO. 05-712

ORDER

AND NOW, this day of , 2005,
upon consideration of the pleadings and the record herein, and after review of the Report and
Recommendation of M. Faith Angell, Chief United States Magistrate Judge, it is hereby
ORDERED that:

1. The Report and Recommendation is **APPROVED AND ADOPTED**.
2. The Petition for Writ of Habeas Corpus is **DENIED AND DISMISSED**
AS TIME BARRED under 28 U.S.C. §2244(d)(1).

There is no probable cause to issue a certificate of appealability.

BY THE COURT:

MICHAEL M. BAYLSON, J.